RECEIVED Central fax center

07-08-2004 10:20AM FROM-Gates & Cooper LLP

+13106418798

JUL 0 8 2004

T-824 P.004/014 F-855

Due Date: July 8, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

David M. Koelle et al.

February 11, 2002

Examiner:

Group Art Unic

M. Mosher

1648

Senal No.:

10/073,834

Docket:

G&C 30967.3-US-D1

Filed: Title:

IMMUNOLOGICAL HERPES SIMPLEX VIRUS ANTIGENS AND

METHODS FOR USE THEREOF

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CPR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and

Trademark Office on July 8, 2004.

Name: Karen S. Canady

PETITION FOR EXTENSION OF TIME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. §1.136(a), it is respectfully requested that a one-month extension of time be granted in which to respond to the outstanding Office Action mailed March 8, 2004, said period of response being extended from June 8, 2004 to July 8, 2004.

Please charge the required extension fee in the amount of \$55.00 for a small entity to Deposit Account No. 50-0494.

Respectfully submitted,

GATES & COOPER LLP Attorneys for Applicant(s)

Howard Hughes Center 6701 Center Drive West, Suite 1050 Los Angeles, California 90045 (310) 641-8797

Date: Inly 8, 2004

Name: Karen S. Canady

Reg. No.: 39,927

00000015 500494

10073834

G&C 30967.3-US-D1

01 FC:2251

55.00 DA